•	Application No.	Applicant(s)	
Notice of Allowability	09/217,183	HORNBECK ET AL.	
	Examiner	Art Unit	
	L. G. Lauchman	2877	
The MAILING DATE of this communication ap all claims being allowable, PROSECUTION ON THE MERITS erewith (or previously mailed), a Notice of Allowance (PTOL-8 NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT of the Office or upon petition by the applicant. See 37 CFR 1.3	IS (OR REMAINS) CLOSED in B5) or other appropriate commi RIGHTS. This application is s	n this application. If not included unication will be mailed in due cou	rse. THI
. This communication is responsive to 11/18/2003.			
. ☑ The allowed claim(s) is/are <u>5-10</u> .			
. X The drawings filed on 21 December 1998 are accepted	= -	•	
 . ☐ Acknowledgment is made of a claim for foreign priority a) ☐ All b) ☐ Some* c) ☐ None of the: 	under 35 U.S.C. § 119(a)-(d)	or (f).	
1. ☐ Certified copies of the priority documents ha	eve been received		
Certified copies of the priority documents had		on No.	
3. Copies of the certified copies of the priority	• •		from the
International Bureau (PCT Rule 17.2(a)).		- · · · · · · · · · · · · · · · · · · ·	
* Certified copies not received:			
 Acknowledgment is made of a claim for domestic priority reference was included in the first sentence of the specified. 	fication or in an Application Da	ta Sheet. 37 CFR 1.78.	pecific
(a) The translation of the foreign language provisiona			
 Acknowledgment is made of a claim for domestic priority in the first sentence of the specification or in an Application 		or 121 since a specific reference w	⁄as inclu
pplicant has THREE MONTHS FROM THE "MAILING DATE" elow. Failure to timely comply will result in ABANDONMENT			
. A SUBSTITUTE OATH OR DECLARATION must be sub INFORMAL PATENT APPLICATION (PTO-152) which g	omitted. Note the attached EX gives reason(s) why the oath o	AMINER'S AMENDMENT or NOTI reclaration is deficient.	CE OF
. CORRECTED DRAWINGS (as "replacement sheets") m	nust be submitted.		
(a) ☐ including changes required by the Notice of Draftspo	erson's Patent Drawing Review	v (PTO-948) attached	
1) ☐ hereto or 2) ☐ to Paper No			
(b) ☐ including changes required by the proposed drawing		· · · · · · · · · · · · · · · · · · ·	
(c) including changes required by the attached Examine	er's Amendment / Comment o	r in the Office action of Paper No. ₋	 -
identifying indicia such as the application number (see 37 CFF each sheet. Replacement sheet(s) should be labeled as such is			:k) of
. DEPOSIT OF and/or INFORMATION about the deltached Examiner's comment regarding REQUIREMENT FOR			the
ttachment(s)			
☐ Notice of References Cited (PTO-892)	5 Notice of Info	ormal Patent Application (PTO-152	2)
Notice of Draftperson's Patent Drawing Review (PTO-948)		mmary (PTO-413), Paper No	•
☐ Information Disclosure Statements (PTO-1449 or PTO/SB	/08\ =	Amendment/Comment	_
Paper No Examiner's Comment Regarding Requirement for Deposit	-	Statement of Reasons for Allowand	~a
Examiner 5 Continent Tregarding Trequirement for Deposit	op examine s	Statement of Measons for Allowant	. ∈

Allowable Subject Matter

Claims 5-10 are allowed.

The following is an examiner's statement of reasons for allowance:

As to Claim 5, the prior art of record taken along or in combination, fails to disclose or render obvious a second refractive layer of optically transmissive material adjoining and conforming to the first refractive layer within the trench, in combination with the rest of the limitations of the claim.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

Papers related to this application may be submitted to Technology Center 2800 by facsimile transmission. Papers should be faxed to TC 2877 via the PTO Fax Center located in CP4-4C23. The faxing of such papers must conform with the notice published in the Official Gazette, 1096 OG 30 (November 15, 1989). The CP4 Fax Center number is (703) 872-9306.

If the Applicant wishes to send a Fax dealing with either a Proposed Amendment or for discussion for a phone interview then the fax should:

- a) Contain either the statement "DRAFT" or "PROPOSED AMENDMENT" on the Fax Cover Sheet; and
- b) Should be unsigned by the attorney or agent. This will ensure that it will not be entered into the case and will be forwarded to the examiner as quickly as possible.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to L. G. Lauchman whose telephone number is (703) 305-0071.

Any inquiry of a general nature or relating to the status of this application should be directed to the TC receptionist whose telephone number is (703) 308-0956.

L. G. Lauchman Patent Examiner Art Unit 2877 12/15/03/lgl

Frank G. Font

Supervisory Patent Examiner

AÚ 2877